



01-24-06

AF/Ifu

Serial No. 09/676,380
Docket No. 99-057

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :
: **Applicant: Baron et al.** : **SOLUBLE EPIDERMAL GROWTH**
: **Serial No. 09/676,380** : **FACTOR RECEPTOR-LIKE**
: **Filed: 09/29/2000** : **PROTEINS AND THEIR USES**
: **Examiner: C. Borgeest** : **IN CANCER DETECTION METHODS**
: **Atty Docket No. 99-057** :

Pittsburgh, Pennsylvania
January 23, 2006

AMENDMENT AND RESPONSE

On December 21, 2005, the Examiner mailed a Final Action for the above-captioned application in which the previous rejection of Applicants' claims 9-23 under 35 U.S.C. §112, second paragraph, was withdrawn. The Examiner rejected Applicants' claims 9-17 as obvious over a combination of: Harvey et al U.S. Patent No. 5,674,753 (hereafter "Harvey"), further in view of a 1994 J. Occup. Med. article by Partanen et al., or a 1995 Clin. Cancer Res. article by Witters et al.; still further in view of a 1997 EMBO J. article by Graus-Porta et al., or a 1999 J. Biol. Chem. article by Olayioye et al.; and still further in view of WP 94/1 1734 to Johansen et al. In addition to the foregoing §103 rejections, the Examiner identified Applicants' claims 18-23 as now being in condition for allowance.

In response to the foregoing rejection of remaining, unallowed independent claim 9, and unallowed claim 11 dependent from claim 9, should now read as follows:



CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that the attached Amendment and Response (4 pgs.), Postcard, and this Express Mail Mailing Certificate are being deposited, on the date indicated below, with the United States Postal Service, "Express Mail Post Office to Addressee Service", in an envelope addressed to:

Main Stop Non-Fee Amendment
Commissioner for Patents
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